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## INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

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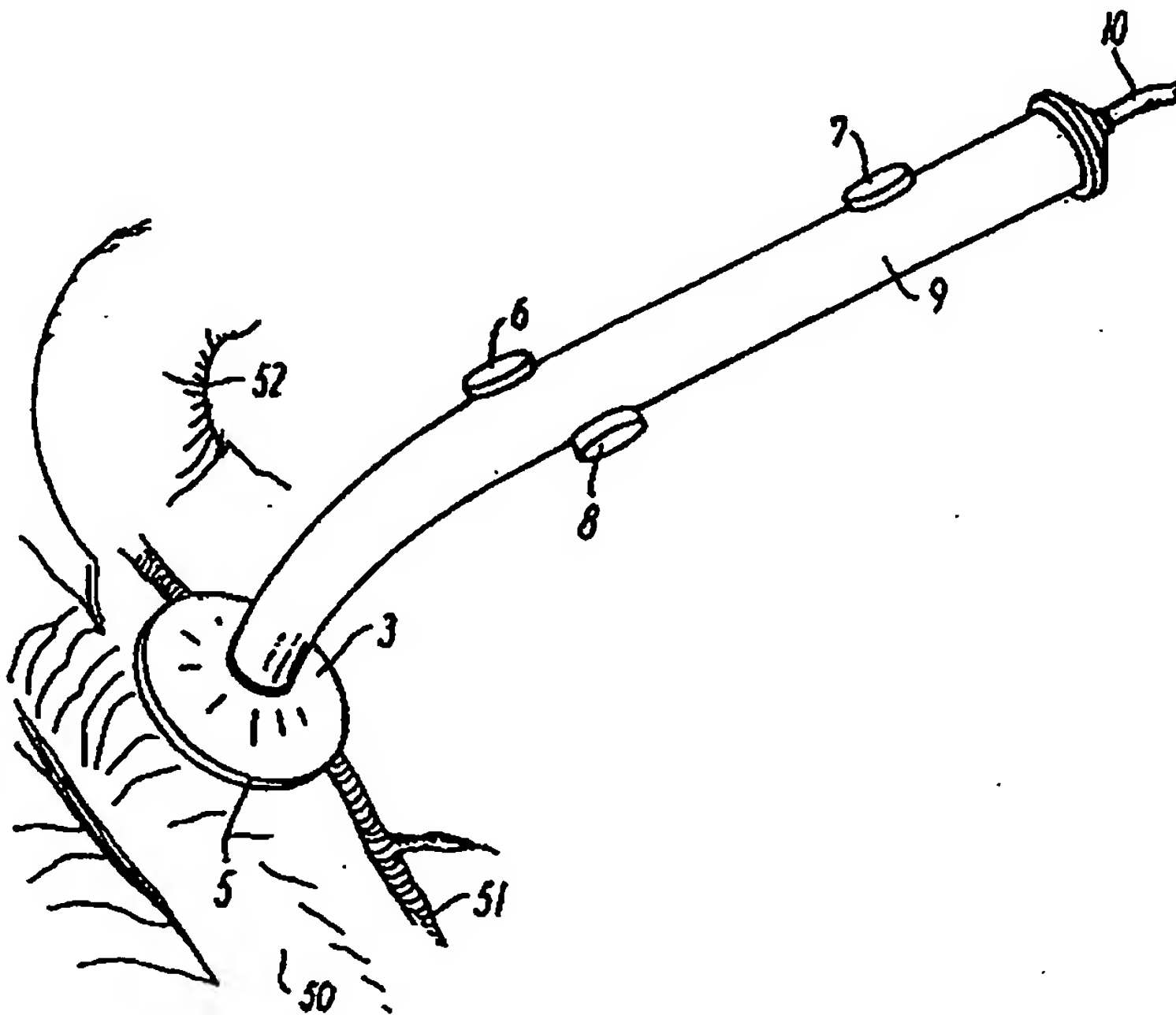
## Published

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Before the expiration of the time limit for amending the  
claims and to be republished in the event of the receipt of  
amendments.(54) Title: METHOD AND INSTRUMENT FOR ESTABLISHING THE RECEIVING SITE OF A CORONARY ARTERY BYPASS  
GRAFT

## (57) Abstract

In a method for locating an arterial constriction and performing an arteriotomy distally thereof, especially with a view to establishing a bypass connection between the aorta (52) and a part of the coronary artery (51) distally of a constriction in the artery, the most important steps are: (a) locating the site of the constriction in the artery (51), preferably by using an instrument (9) with a head (3) carrying an ultrasonic transducer array (not shown), and (b) making an incision in the artery (51) closely distally of the constriction, preferably by using a knife (not shown) placed in said head (3). By proceeding in this manner, it is possible to perform the initial steps of a coronary bypass operation swiftly and accurately on a beating heart.



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METHOD AND INSTRUMENT FOR ESTABLISHING THE RECEIVING  
SITE OF A CORONARY ARTERY BYPASS GRAFT

TECHNICAL FIELD

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The present invention relates to a method for locating an arterial constriction and performing an arteriotomy distally thereof, especially with a view to establishing a connection between the root of the aorta and a selected part of a coronary artery, such as set forth in the preamble of claim 1.

10

BACKGROUND ART

15

Modern heart surgery was developed fundamentally in the nineteen-fifties together with the extra-corporeal circulation, based on the use of the heart-and-lung machine, making it possible to replace heart valves and to correct certain congenital heart disorders; this as a whole was designated "open heart surgery", as the heart itself, its ventricles and internal functional parts were opened during the operation.

20

As a natural extension of this method, the coronary bypass surgery emerged in the mid-sixties, also based on the use of the same per-operative technology, viz. the heart-and-lung machine. In this case the surgeon, although not having to operate within the heart itself, needed peace to work in the operating field, i.e. the "coronary tree", the heart's own circulatory system, substantially embedded in the surface of the heart in the form of two main stems - right and left - gradually branching out down along the heart, finally to end deep below the surface in the form of the end-arterial branches of the

25

30

heart musculature.

Thus, the techniques already established by the use of the heart-and-lung machine was taken over directly, although  
5 the coronary bypass operation could not be categorized as "open heart surgery", but rather as "closed heart surgery" - simply to have peace and quiet in the operating field.

The use of the heart-and-lung machine involves a trauma  
10 to the heart itself, and more or less serious complications will often appear post-operatively, during intensive care as well as later; thus, in short, a so-called post-perfusion syndrome has been described.

15 DISCLOSURE OF THE INVENTION

It is the object of the present invention to provide a method of the kind referred to above, with which it is possible to perform the initial steps of a coronary bypass  
20 connection safely, quickly and accurately and without having to use extra-corporeal circulation, and this object is achieved with a method of said kind, which according to the present invention comprises the steps set forth in the characterizing clause of claim 1. By proceeding  
25 in this manner, the initial steps of the coronary bypass operation, comprising locating the constriction and performing the arteriotomy needed for the subsequent anastomosis, may be performed on the beating heart.

30 The invention also relates to an instrument for carrying out the method referred to above, and according to the invention this instrument comprises the features set forth in the characterizing clause of claim 4.

Advantageous embodiments of the method and instrument, the effects of which are explained in more detail in the following detailed portion of the present description, are set forth in claims 2, 3 and 5, respectively.

5

BRIEF DESCRIPTION OF THE DRAWINGS

In the following detailed portion of the present description, the invention will be explained in more detail with reference to the drawings, in which

10

Figure 1 is a simplified perspective view of a sensing and incising instrument with its sensing means placed in contact with a coronary artery and the surrounding surface of the heart,

15

Figure 2 shows a first face on the instrument of Figure 1, comprising said sensing means,

Figure 3 is a sectional view along the line III-III in Figure 2,

20

Figure 4 at a greatly enlarged scale and in longitudinal section shows an anastomotic instrument prepared for carrying out an end-to-side anastomosis in an incision in the coronary artery made by the sensing and incising instrument shown in Figure 1,

25

Figure 5 is a simplified bottom view of certain parts of the instrument shown in Figure 4,

30

Figure 6 is a set of contour curves illustrating the shape of a part of the instrument shown in Figure 4,

Figures 7-10 show the "front end" of the instrument shown in Figure 4 during various stages of the operation in carrying out an end-to-side anastomosis, and

- 5 Figure 11 is a sectional view along the line XI-XI in Figure 8, reduced to showing only the parts of the vessels concerned having been "nailed together".

#### DESCRIPTION OF THE PREFERRED EMBODIMENTS

10

In the following part of the present description, two surgical instruments will be described and their methods of use explained, viz.:

- 15 I. A sensing and incising instrument and its method of use, and  
II. an anastomosis instrument and its method of use.

20 The instrument and method according to I are the subject of the claims in the present application, whereas the instrument and method according to II are the subject of the claims in the co-pending application WO 94/..... (B, S & Co. Ref. No. 53135).

#### I. Sensing and incising instrument

25

30 The combined sensing and incising instrument shown in Figures 1-3 comprises a head 3 secured to a handle 9. The head 3 is shaped like a flat or slightly curved or dished disk, the front face 4 of which faces away from the handle 9 with a view to be able to be brought into contact with the external surface of a heart 50 and a coronary artery 51 supplying part of the heart muscle with blood from the aorta 52.

## 5

The front face 4 carries two highly important components, viz. an ultrasonic probe 1 and a knife 2.

5 The ultrasonic probe 1, shown in Figures 2 and 3 symbolically and purely as an example as a composite array of individual ultrasonic transducers, is in a manner known per se adapted to transmit ultrasonic probing signals into living tissue and to receive reflected signals, cooperating with an external signal processing and display unit (not shown) to produce a screen image  
10 corresponding to a transverse and/or longitudinal sectional view of the tissue concerned, at the same time displaying other information, such as preferably the flow velocity of blood flowing through arteries shown in sectional view. The probe 1 may be based on the use of  
15 the Doppler principle, such as is well known in the art of non-invasive examination of living tissue. The ultrasonic probe 1 is connected to the external unit through suitable conductors in a cable 10, the latter  
20 also comprising a vacuum conduit mentioned below.

The knife 2 is placed centrally of the probe 1 and is oriented in a direction enabling it to make an incision extending in the longitudinal direction of the coronary  
25 artery 51 when the latter also is shown in longitudinal cross-sectional view by the display unit cooperating with the ultrasonic probe 1. The knife 2 is operated by means of a knife button 8. The knife button 8 may, in a manner not shown, be slidably supported on the handle 9,  
30 so as to make the knife protrude from the front face 4 or, in a rest position, to recede behind it. Alternatively, the knife 2 may be constituted by a remotely-controlled cutter or a laser cutter, suitably controlled by the knife button 8. Persons skilled in the



art of making surgical instruments will know how to establish a suitable connection.

5 A vacuum aperture 11 in the front face 4 is connected to a vacuum source (not shown) through a vacuum conduit in the cable 10, and controlled by a vacuum-on button 6, operable to connect the vacuum aperture 11 to said vacuum conduit so as to aspirate air from the front face 4, and a vacuum-off button 7, operable to connect the vacuum  
10 aperture 11 to atmosphere so as to release any vacuum established in front of the front face 4, all in a manner to be explained below.

15 The front face 4 is surrounded by a soft sealing lip 5 making it possible to establish a sealed space between on the one hand the external wall of the heart 50 and the coronary artery 51 and on the other hand the front face 4 of the head 3.

## 20 II. Anastomosis instrument

The anastomosis instrument with an auxiliary fitting shown in Figures 4-11 comprises a tube 20, one end of which is cut off at an angle of the order of approx. 60°  
25 with the longitudinal axis 25, thus forming an oblique end face 21. Adjoining the end face 21 is an internal circumferential recess 22, the function of which will be explained below. Within the tube 20 is a slidably supported tubular ejector 23, the end face 24 of which  
30 will, according to the position of the ejector 23, lie clear of the recess 22 (cf. Figure 4) or have been moved into the bounds of the recess 22 (cf. Figure 8), for a purpose to be explained below. The ejector 23 is preferably spring-biased against a stop in a manner not

shown to the position shown in Figure 4, from which position it may be moved towards the position shown in Figure 8 by operating an ejecting flange 26 on its opposite end. The ejector 23 is formed so as to allow a  
5 substantial space around the longitudinal axis 25 of the tube 20, for reasons to become apparent.

The anastomotic fitting 30 shown in Figures 4, 5 and 7-11 consists of an elastically flexible brace 31, bent  
10 so as to enable its free ends to cross each other, and provided with a number of outwardly protruding spikes 32. The spikes at the "rear end", i.e. the end pointing to the right in the drawing, are directed obliquely outwardly and towards the "front end", this obliqueness  
15 being reduced gradually towards said "front end". The purpose of this arrangement will become apparent below.

### III. Methods of using the above instruments I and II

20 As already described in the introductory part of the present specification, the invention is related to cardiac surgery of the kind normally referred to as "coronary bypass surgery". As is well known, this type of surgery comprises establishing a new connection between  
25 the aorta ascendens and the coronary artery below, i.e. downstream of, a stenosis or occlusion having been located by a preceding diagnosis.

The purpose of establishing this extra connection is, of  
30 course, to bypass a constriction in the coronary artery, said constriction constituting a well-known pathological condition, the causes and effects of which need not be discussed in the present context.

According to a combination of the present invention and the invention subject of said co-pending application No. WO 94/..... (B, S & Co. Ref. No. 53135), coronary bypass surgery of the kind referred to above is carried out in the manner described below.

After having made the patient ready for surgery in any suitable manner, the thorax is opened mid-sternally so as to provide access to the front side of the heart 50 as indicated in Figure 1. Then, the coronary artery 51 being suspected of having a constriction is identified, after which the front face 4 of the head 3 is brought into contact with the coronary artery 51 concerned and the immediately surrounding surface of the heart 50 so as to make the ultrasonic probe 1 cover the artery and with the knife 2 in the receding position ready for making an incision in the artery. The artery 51 is scanned by moving the head 3 lengthwise and crosswise of it, until, by watching the image or images on the display unit, a location is found, in which the knife 2 is in position facing the coronary artery 51 immediately downstream of a constriction of the kind referred to above. It should be noted that during this brief sensing operation, the heart 50 is beating, thus causing the surface, against which the front face 4 abuts, to move rhythmically, but in a "drug-controlled" manner. In order to hold the head 3 with the front face 4 temporarily in position with the probe 1 covering the coronary segment below the constriction, the vacuum-on button 6 is now operated to apply vacuum to the space bounded by the front face 4, the surface of the heart 50 and the coronary artery 51, sealed by the sealing lip 5 surrounding the front face 4.

With the vacuum applied, the head 3 will remain in exactly the same position, temporarily attached by suction to the surface of the heart 50, the latter - of course - still beating, and during such attachment the knife 2 is  
5 held in said position in readiness for making the incision in the coronary artery 51.

At a suitable moment in time, such as the peak of the diastole, the knife button 8 is operated to bring the  
10 knife 2 to make the incision, thus producing an arteriotomy, after which the vacuum is rapidly released by operating the vacuum-off button 7, upon which the instrument is removed and the arteriotomy temporarily closed, such as by holding a finger tip against it, so  
15 as to avoid or reduce bleeding.

When the sensing and incising instrument shown in Figure 1 has been removed from the heart, an end-to-side anastomosis is performed as soon and rapidly as possible  
20 by using the anastomosis instrument shown in Figures 4-10 in conjunction with - of course - a graft vessel and an anastomotic fitting as described above.

After having established an anastomosis between one end  
25 of the graft vessel and the arteriotomy in the coronary artery 51 in a manner to be described in more detail below, the opposite end of the graft vessel is suitably prepared and connected to the aorta, such as in the conventional manner of previously known coronary bypass  
30 surgery.

Before establishing an end-to-side anastomosis between said first end, i.e. the distal end, of the graft vessel, certain simple preparatory work must be done by "loading"

the anastomosis instrument shown in Figures 4-10 with the graft vessel and anastomotic fitting.

The steps in the preparatory work are as follows:

- 5 I. it is ensured that the ejector 23 is in the withdrawn position shown in Figure 4,
- II. an anastomotic fitting, such as the fitting 30, is bent elastically inwards sufficiently for its brace 31 to fit into the circumferential recess 22 with  
10 the spikes 32 protruding in front of the end face 21 on the tube 20, after which the fitting is released so as to retain itself in engagement with the recess 22 by its own elastic force,
- 15 III. a bypass vessel (of natural or artificial origin) 27 is inserted through the anastomotic fitting 30 into the passage inside the ejector 23 and the tube 20, cf. Figure 4, and the free end of the vessel is everted about the fitting 30 and the end face 21 of the tube 20 so as to form a collar 28 about the end  
20 of the tube 20, thus making the intima on the collar 28 face outwardly. Then, a guiding device comprising a rod 34 with a guide body 35 of a "streamlined" shape, cf. also Figure 6 in conjunction with Figure 5, is inserted into the tube 20 inside the graft  
25 vessel 27 and provided with a detachable push-button 36 at the opposite end. The guide body 35 is made of soft elastic flexible material and comprises a cavity 37 filled with a heparin solution, the purpose of which will become apparent. The anastomosis  
30 instrument is now "loaded" and ready to be used for establishing an end-to-side anastomosis with the coronary artery 51.

It will appear obvious that this work of "loading" the

anastomosis instrument should have been completed before locating the constriction and making the incision in the coronary artery 51 in the manner described above. Preferably, steps I and II are carried out by the manufacturer, as only step III, entailing work with the sensitive graft vessel 27, will have to be carried out in the operating theatre.

The finger or whatever object has been used for temporarily closing the incision made in the coronary artery 51 by the knife 2 is now removed, and the tube 20, "loaded" with the bypass vessel 27, is now inserted into the incision and manoeuvred in a manner to make the intima facing outwardly of the collar 28 contact the intima on the wall region 53 bounding the incision, cf. Figure 7. This step is facilitated by the guide body 35, causing the formation of a "waistline" around its upper part and the everted part of the graft vessel 27 forming the collar 28. The wall region 53 around the incision, being elastic and slippery, will slip into this "waistline" into the position shown in Figure 7. In this manner, the tube 20 will have been manoeuvred into a relative position, in which the spikes 32, if the brace 30 is released, will penetrate both the collar 28 and the wall region 53.

The ejector 23 is now operated by pressing the ejecting flange 26 downwards, thus moving the ejector end face 24 to the position shown in Figure 8, during this movement pushing the brace 31 out of the recess 22, thus making it free under the elastic force, with which it has been held in the recess 22, to move rapidly outwardly so as to penetrate the collar 28 and the wall region 53 as shown in Figure 8, thus joining these two parts in an intima-to-intima fashion. As the spikes 32 at the "rear



end" of the brace 31 are directed obliquely outwards and towards the "front end", the whole brace 30 will be pushed forward, when the oblique spikes penetrate the tissues, so that the spikes at the "front end" will also be made to penetrate the tissues in that region. As indicated in Figure 11, a small gap at the "rear end" may remain "unstitched", but - due to intima-to-intima agglutination - with a minimum of leakage or none at all. In practice this will not cause any problems, as any possible bleeding through this gap will rapidly be stopped and the gap sealed automatically by natural self-coagulation of the blood.

The tube 20 with the ejector 23, the rod 34 and the guide body 35 must now be removed. This is carried out by first pushing the push-button 36 downwards, so that a head 39 on the opposite end of the rod 34 is moved away from the opening on the top wall of the guide body 35, through which the rod 34 extends. Further downward movement of the rod 34 causes a groove 38 close to the lower end of the rod to enter the opening, thus establishing communication between the cavity 37 and the lumen of the graft vessel 27. The heparin solution in the cavity 37 will now flow into the lumen of the graft vessel 27, and at the same time, the guide body 35, until now having been held elastically distended to the shape shown in Figures 5 and 6 by the solution, will collapse. At this stage, the tube 20 with the ejector 23 is removed by pulling them away from the anastomosis, after which, as shown in Figure 10, the collapsed guide body 35 is pulled out through the graft vessel 27, the head 39 preventing the rod 34 from being pulled out of the guide body 35.

Now, the opposite end of the bypass vessel 27 is joined

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to the aorta in any suitable conventional manner, thus completing the bypass connection desired.



## List of Parts

	1	Ultrasonic probe
	2	Knife
5	3	Head
	4	Front face
	5	Sealing lip
	6	Vacuum-on button
	7	Vacuum-off button
10	8	Knife button
	9	Handle
	10	Cable
	11	Vacuum aperture
15	20	Tube
	21	End face
	22	Circumferential recess
	23	Ejector
	24	Ejector end face
20	25	Longitudinal axis
	26	Ejecting flange
	27	Bypass vessel
	28	Collar
	30	Anastomotic fitting
25	31	Brace
	32	Spike
	34	Rod
	35	Guide body
	36	Push-button
30	37	Cavity
	38	Groove
	39	Head
35	50	Heart
	51	Coronary artery
	52	Aorta
	53	Wall region

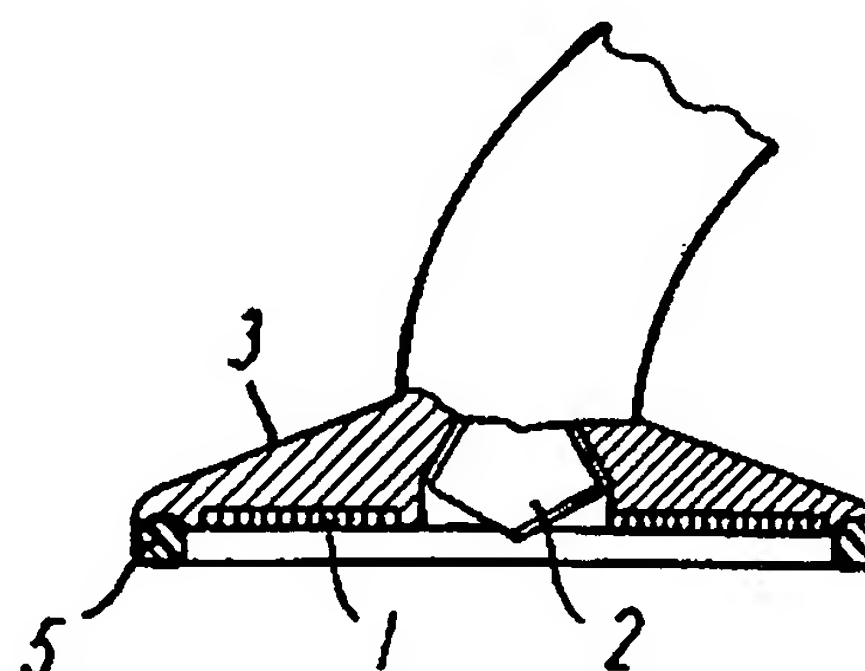
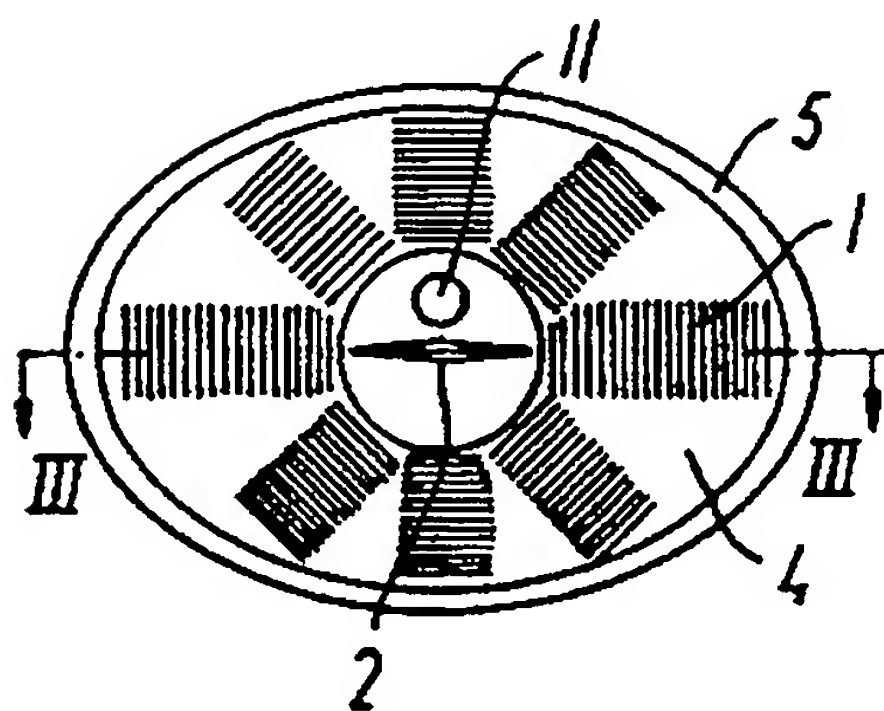
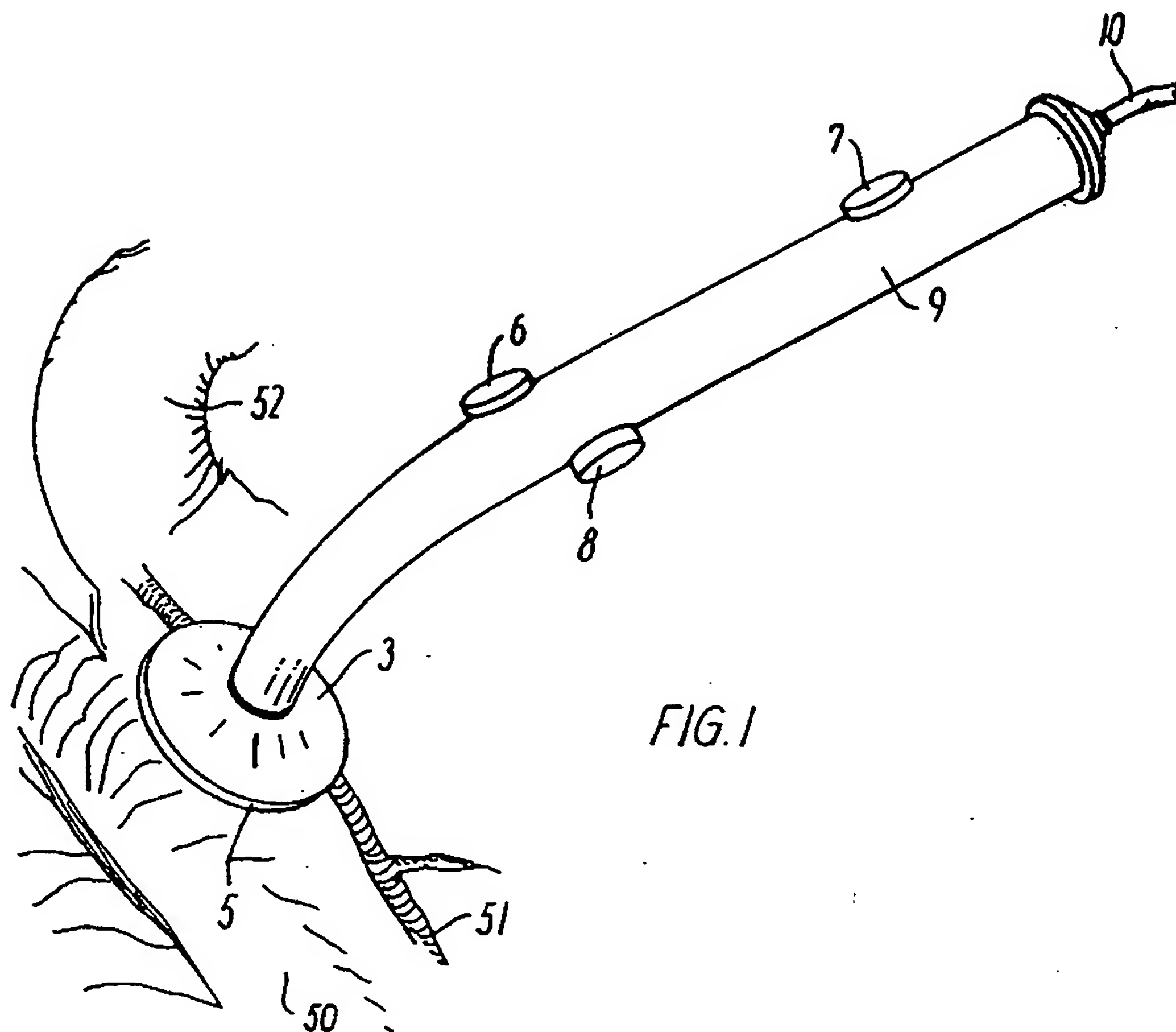
## C L A I M S:

1. Method for locating an arterial constriction and performing an arteriotomy distally thereof, especially  
5 with a view to establishing an external flow connection between the aorta and a part of a coronary artery situated distally of a constriction in said artery, characterized  
by the following steps:
  - a) locating, by using non-invasive sensing equipment,  
10 the site of the constriction in said artery, and
  - b) making, by using cutting equipment associated with said non-invasive sensing equipment, an incision in a wall of said coronary artery wherein the incision reaches the lumen, said incision being made closely  
15 distally of the constriction.
2. Method according to claim 1, characterized in that the incision is made using a combined sensing and incising instrument, said instrument comprising said non-invasive  
20 sensing equipment in the form of a sensing means capable of detecting the constriction and the axis in the lumen of the artery, and said cutting equipment in the form of a cutter situated in close proximity to the sensing means, said cutter being adapted to form a short, longitudinal  
25 incision in the wall of the coronary artery.
3. Method according to claim 2, characterized by the use of an instrument further comprising a holding means capable of being activated and inactivated and adapted  
30 to hold the instrument in abutment with an external surface of the heart such that the cutter can be activated to form an incision in the coronary artery.
4. Sensing and incising instrument for carrying out the

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method according to any one or any of the claims 1-3,  
characterized by

- a) a sensing means (1) capable of detecting a constriction of the lumen of a coronary artery;
  - 5 b) a cutting means (2) adapted to form a short, longitudinal incision in a wall of the coronary artery; whereas
  - c) said sensing means (1) and said cutting means (2) are located in close proximity to each other.
- 10
5. Instrument according to claim 4, characterized by
- d) a contact means (3) with a first face (4) on which face (4) said sensing means (1) and said cutting means (2) are situated, said contact means being  
15 adapted to contact a surface of the coronary artery and a surrounding external surface of the heart;
  - e) a sealing lip (5) extending around said first face (4);
  - f) vacuum means adapted to apply sub-atmospheric  
20 pressure to a space bounded by the first face (4), said sealing lip (5) and the surfaces of the coronary artery and the heart bounded by said sealing lip (5), and
  - g) manual control means (6-8) to control the vacuum  
25 means and the cutting means.



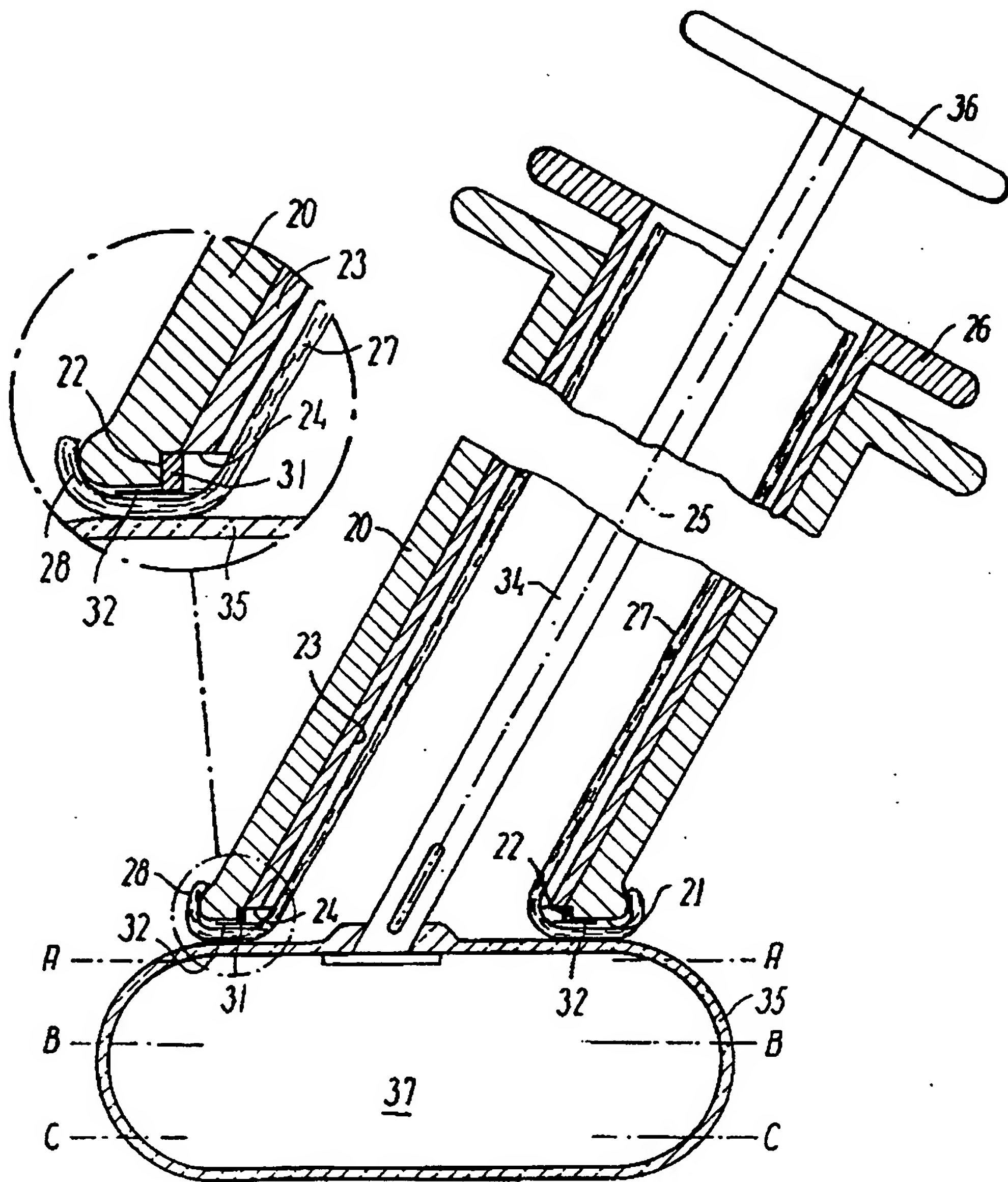


FIG. 4

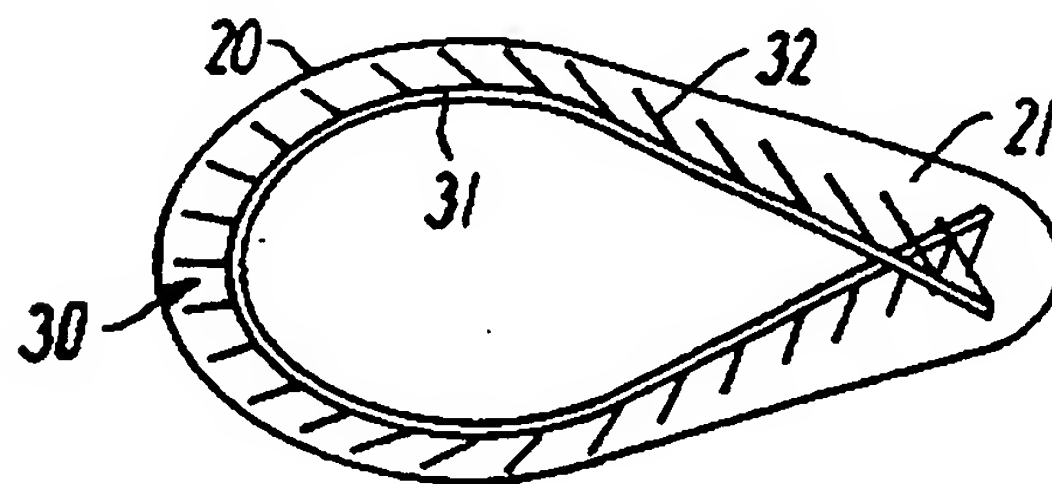


FIG. 5

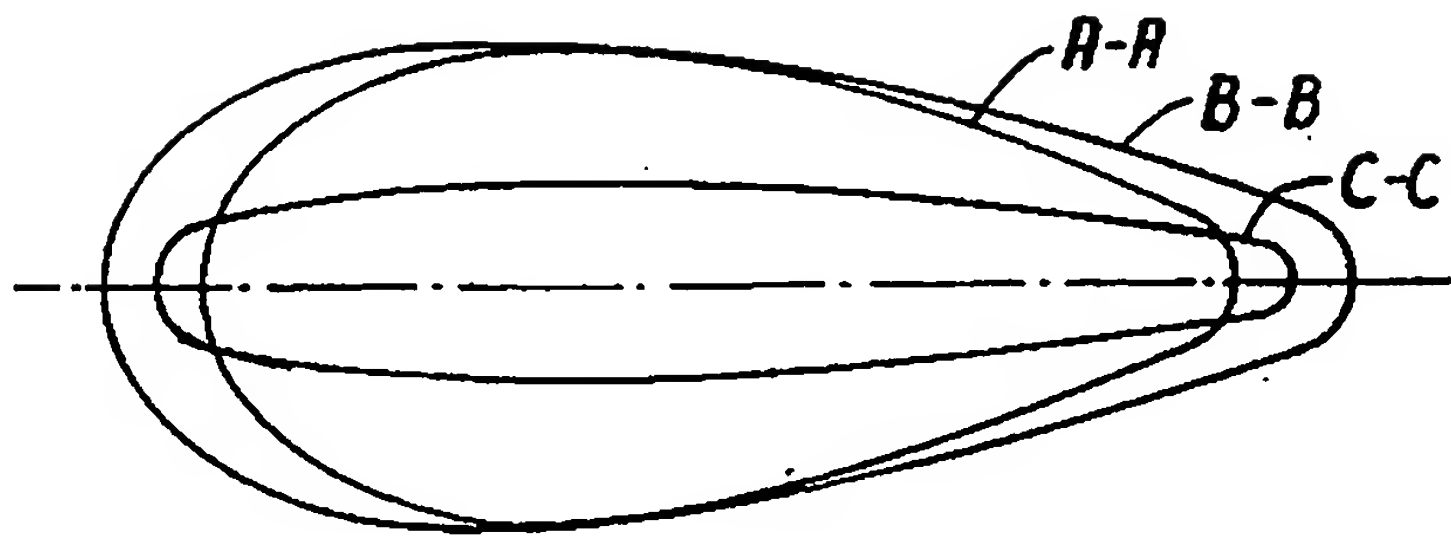


FIG. 6

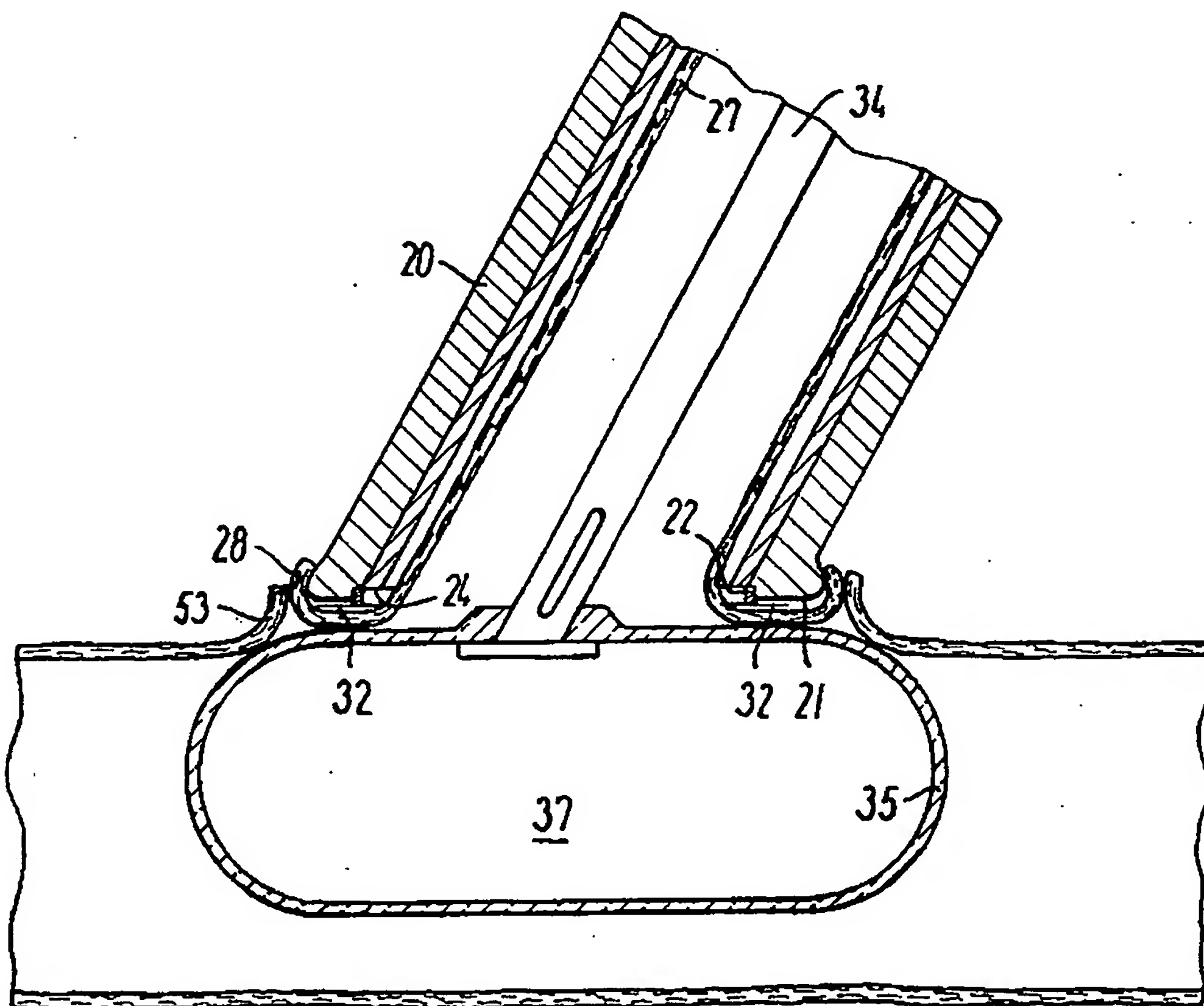


FIG. 7

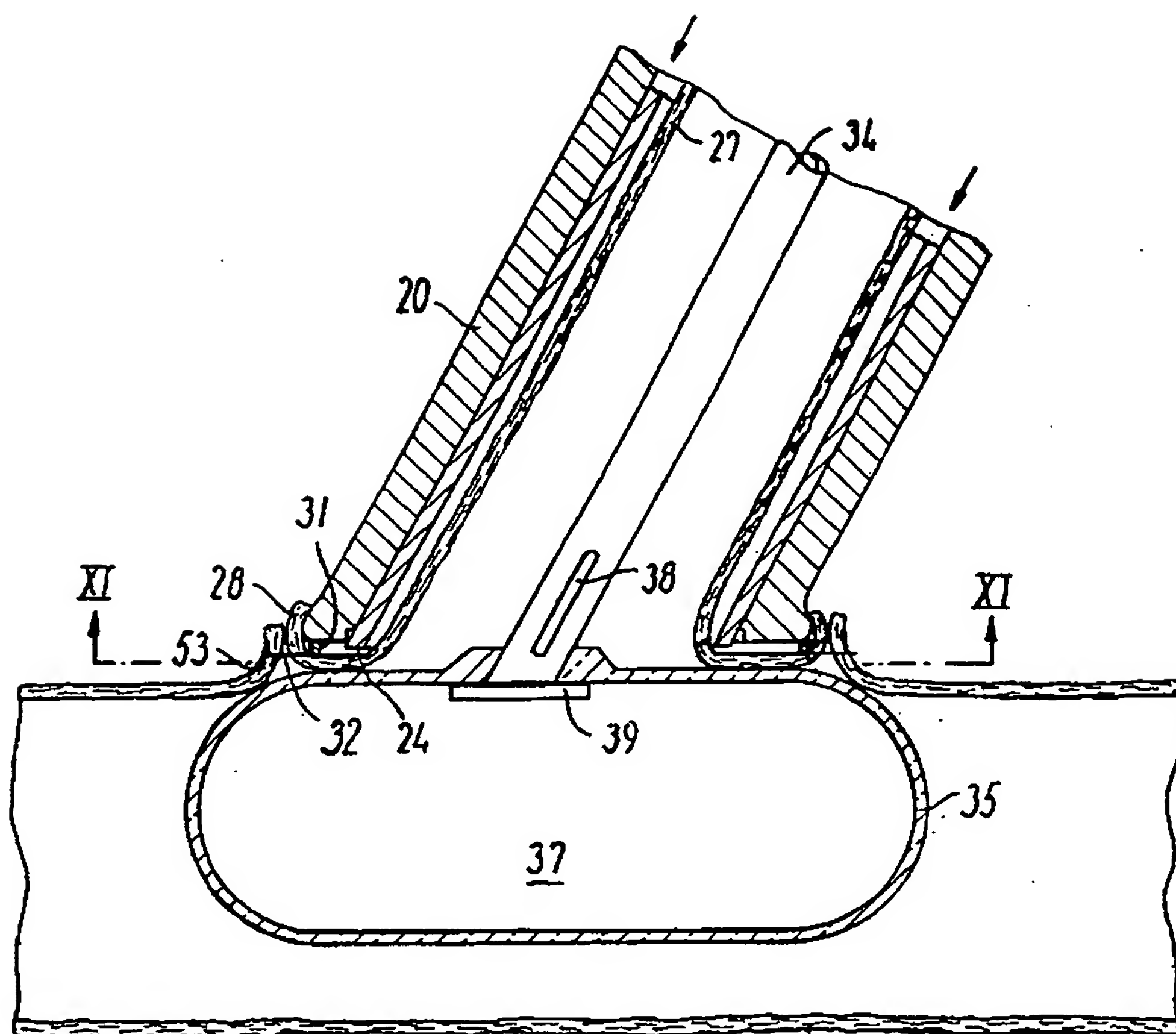


FIG. 8

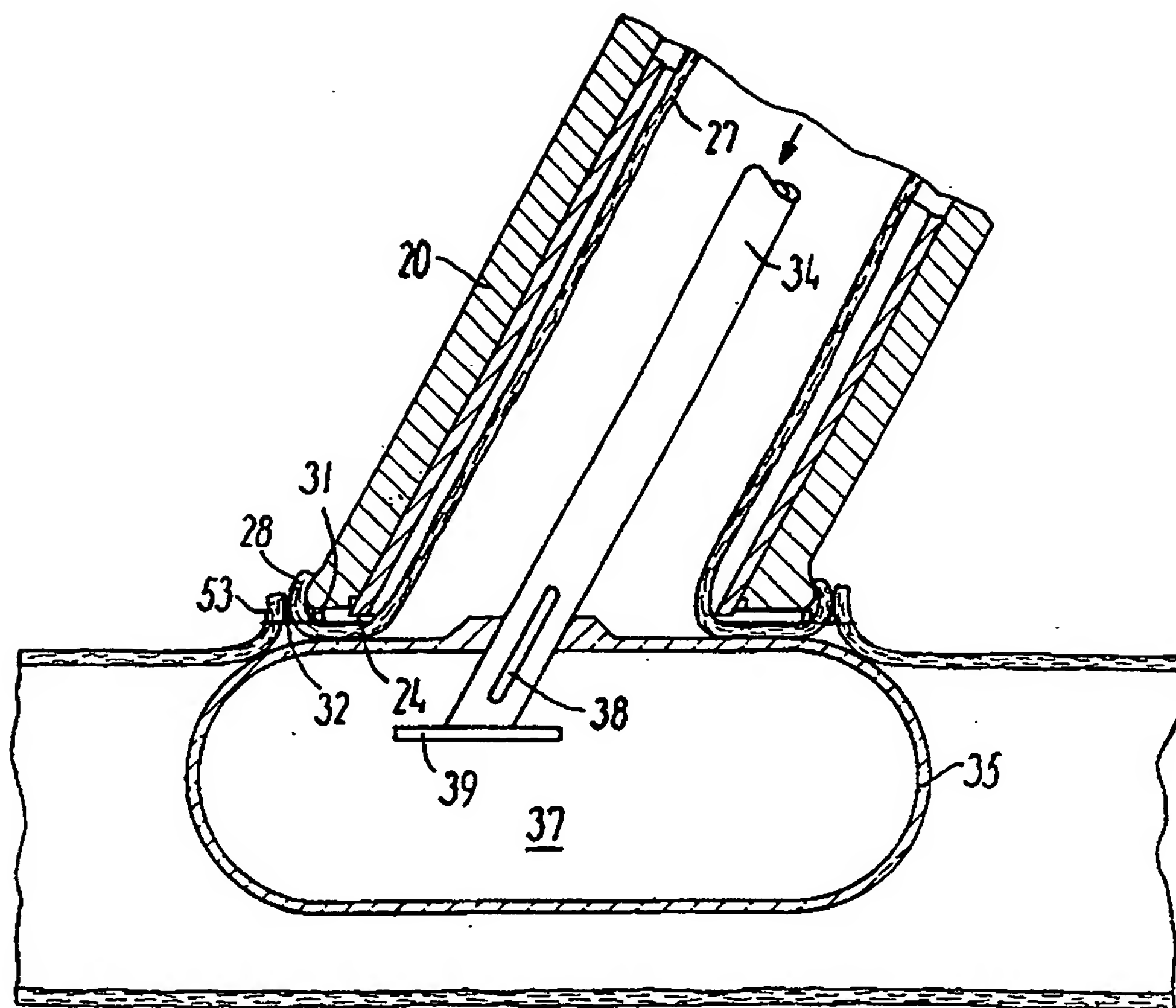


FIG. 9



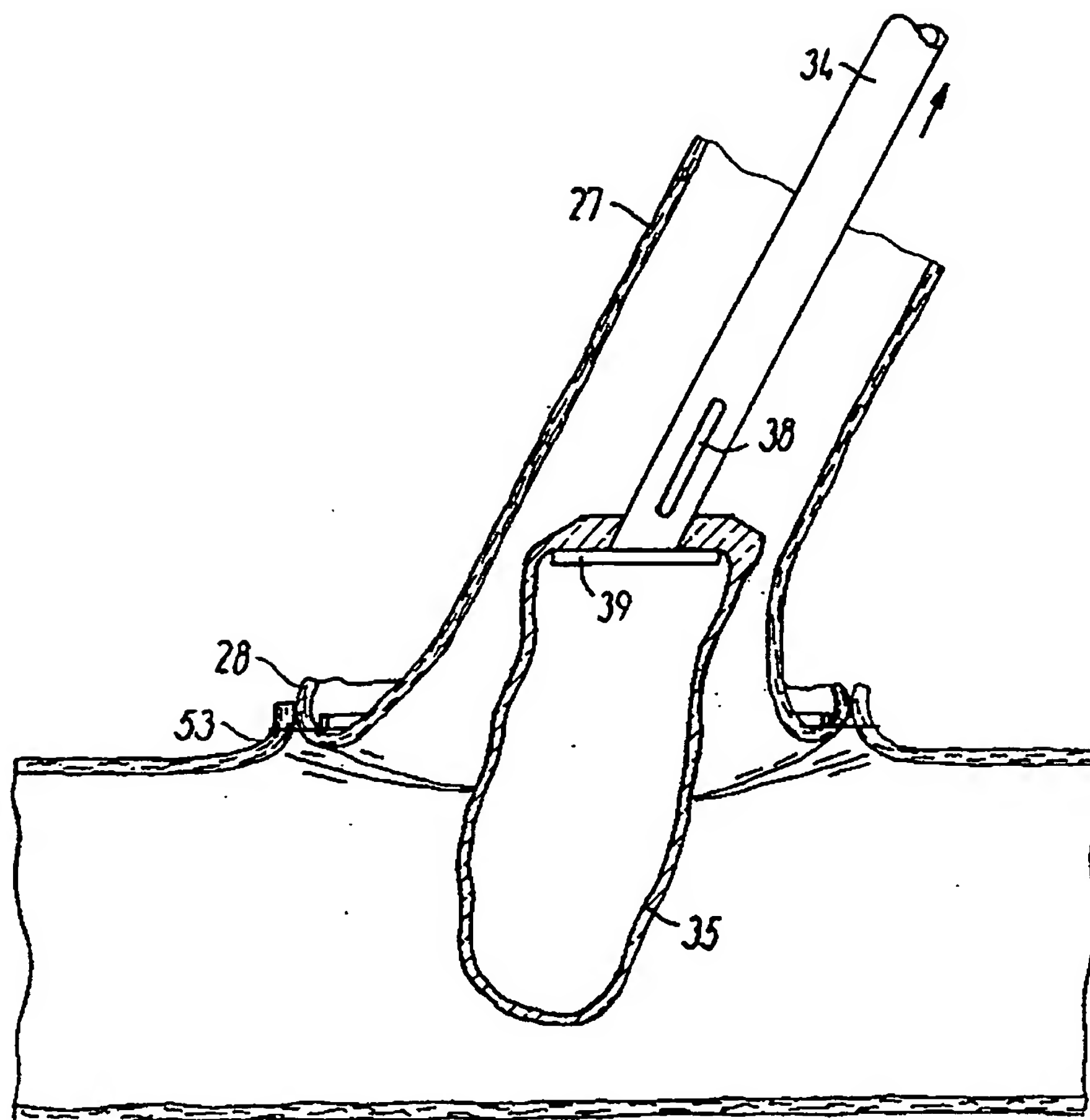


FIG. 10

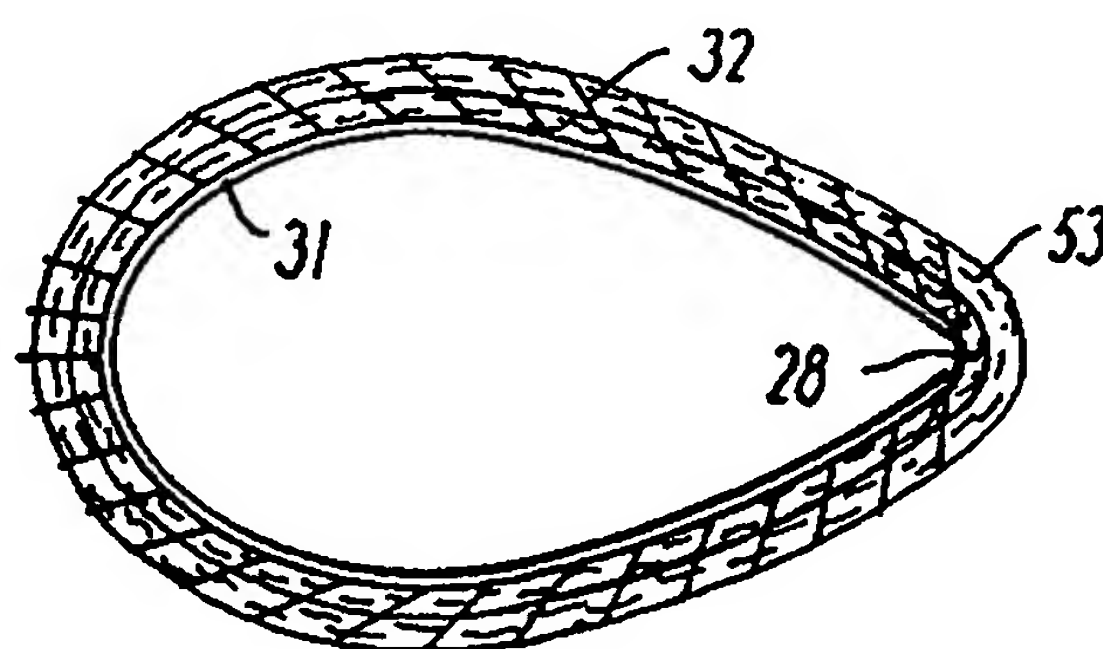


FIG. 11

## INTERNATIONAL SEARCH REPORT

International application No.

PCT/DK 94/00148

## A. CLASSIFICATION OF SUBJECT MATTER

IPC6: A61B 17/11, A61B 17/32

According to International Patent Classification (IPC) or to both national classification and IPC

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Minimum documentation searched (classification system followed by classification symbols)

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Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

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Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US, A, 5119983 (DAVID T. GREEN ET AL), 9 June 1992 (09.06.92), column 7, line 10 - column 8, line 20, figures 3-5	3,4
A	--	5
X	US, A, 5158222 (DAVID T. GREEN ET AL), 27 October 1992 (27.10.92), column 7, line 10 - column 8, line 16, figures 3-5	3,4
A	--	5

☒ Further documents are listed in the continuation of Box C.☒ See patent family annex.

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13 April 1995

18 -04- 1995

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## INTERNATIONAL SEARCH REPORT

International application No.

PCT/DK 94/00148

## C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US, A, 5285944 (DAVID T. GREEN ET AL), 15 February 1994 (15.02.94), column 7, line 10 - column 8, line 16, figures 3-5	3,4
A	-- -----	5

# INTERNATIONAL SEARCH REPORT

International application No.

PCT/DK 94/00148

## Box I Observations where certain claims were found unsearchable (Continuation of Item 1 of first sheet)

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1. ☒ Claims Nos.: 1-3  
because they relate to subject matter not required to be searched by this Authority, namely:  
A method for treatment of the human body by surgery.  
This is subject matter which the International Searching Authority is not required to search under Article 17(2)(a)(i) and Rule 39(iv).
2. ☐ Claims Nos.:  
because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:
3. ☐ Claims Nos.:  
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).

## Box II Observations where unity of invention is lacking (Continuation of Item 2 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims.
2. ☐ As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:
4. ☐ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

Remark on Protest

☐

The additional search fees were accompanied by the applicant's protest.

☐

No protest accompanied the payment of additional search fees.

**INTERNATIONAL SEARCH REPORT**  
Information on patent family members

25/02/95

International application No.

PCT/DK 94/00148

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
US-A- 5119983	09/06/92	AU-B- 607495 AU-A- 1659488 AU-A- 6984191 DE-U- 8714082 EP-A,A,A 0293123 EP-A,A,A 0449394 JP-A- 63300751 US-A- 5158222 US-A- 5285944	07/03/91 01/12/88 28/03/91 18/02/88 30/11/88 02/10/91 07/12/88 27/10/92 15/02/94
US-A- 5158222	27/10/92	AU-B- 607495 AU-A- 1659488 AU-A- 6984191 DE-U- 8714082 EP-A,A,A 0293123 EP-A,A,A 0449394 JP-A- 63300751 US-A- 5119983 US-A- 5285944	07/03/91 01/12/88 28/03/91 18/02/88 30/11/88 02/10/91 07/12/88 09/06/92 15/02/94
US-A- 5285944	15/02/94	AU-B- 607495 AU-A- 1659488 AU-A- 6984191 DE-U- 8714082 EP-A,A,A 0293123 EP-A,A,A 0449394 JP-A- 63300751 US-A- 5119983 US-A- 5158222	07/03/91 01/12/88 28/03/91 18/02/88 30/11/88 02/10/91 07/12/88 09/06/92 27/10/92